

SENATE BILL 575

By Burks

AN ACT to amend Tennessee Code Annotated, Title 39,  
Chapter 14, Part 3, relative to open-air fires.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-14-306(a), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a) It is unlawful for any person to start an open-air fire within five hundred feet (500') of any forest, grasslands or woodlands without first securing a permit from the state forester or the state forester's duly authorized representative.

SECTION 2. Tennessee Code Annotated, Section 39-14-306(b), is amended by designating the existing language as subsection (d) and by adding the following:

(b) Notwithstanding the provisions of subsection (a):

(1) A permit to start an open-air fire may be issued for one (1), twenty-four (24) hour period during any one (1) month if the fire occurs within two hundred feet (200') of an occupied building;

(2) A multi-day permit to start an open-air fire may only be issued with the permission of the occupant of a building, if the fire occurs within two hundred feet (200') of such occupied building.

(c) The provisions of this section shall apply and shall be controlling, notwithstanding any provisions to the contrary of any private act, charter provision, or of any resolution or ordinance of any local governing body.

SECTION 3. This act shall take effect July 1, 2007, the public welfare requiring it.